



fr

Attorney Docket No. 24702

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

STEINHILBER, et al.

Serial No. 09/889,348

Group Art Unit: 1653

Filed: September 26, 2001

Examiner: SCHNIZER, H.

For: **RECOMBINANT SP-A FOR THE TREATMENT OR PREVENTION OF
PULMONARY INFECTION AND INFLAMMATION**

TRANSMITTAL LETTER

Commissioner for Patents
Washington, D.C. 20231

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark
Office is the following:

- 1) Transmittal Letter;
- 2) Response and Amendment; and
- 3) Appendices A-C.

Respectfully submitted,
NATH & ASSOCIATES PLLC

By:

John Goldberg
Gary M. Nath
Registration No. 26,965
Joshua B. Goldberg
Registration No. 44,126
Sheldon M. McGee
Registration No. 50,454
Customer No. 34375

Date: September 21, 2004
NATH & ASSOCIATES PLLC
1030 15TH Street, NW - 6th Floor
Washington, D.C. 20005
GMN/SMM\ROA.TL.doc



Attorney Docket No. 24702

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

STEINHILBER, et al.

Serial No. 09/889,348

Group Art Unit: 1653

Filed: September 26, 2001

Examiner: SCHNIZER, H.

For: **RECOMBINANT SP-A FOR THE TREATMENT OR PREVENTION OF
PULMONARY INFECTION AND INFLAMMATION**

RESPONSE AND AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Official Action dated June 22, 2004. The three-month shortened statutory period for response is set to expire on September 22, 2004. Accordingly, this Response is timely filed within the time period set by the Examiner.

IN THE CLAIMS

Please cancel claims 1-4 and 14 without prejudice to or disclaimer of the subject matter contained therein and amend claims 5-13 and 15-17 as set forth in Appendix A, attached herewith.